

The minutes of a Regular meeting of the City Council.

Austin, Texas, February 16, 1891.

Hon. John Mc. Donald, Mayor, presiding

Roll

Roll called. Present - Aldermen Anderson, Carleton, Glass, Graham, Jackson, Linn, Morris, Phillips, Platt, Zeller - 10.

Called

Absent - Aldermen - Assmann, Hume, Newton, Nitschke, North, Schneider, Schuber, Dutor, Townsend, Wingfield - 10.

Call of Council

Alderman Linn moved that Alderman Assmann be excused on account of sickness. Carried.

Call of Council

Alderman Linn moved a Call of the Council, which was duly adopted, and the marshal sent after the absentees.

Alderman Morris moved that the Council take a recess of ten minutes. Carried.

Roll

At the Expiration of the recess, the roll was again called, and resulted as follows: Present: Aldermen Anderson, Carleton, Glass, Graham, Hume, Jackson, Linn, Morris, Nitschke, North, Phillips, Platt, Wingfield Zeller 14.

Called

Absent - Aldermen - Assmann, Newton, Schneider, Schuber, Dutor, Townsend - 6.

Call suspended

Alderman Phillips moved to suspend the Call of the Council. Adopted.

Minutes adopted

Alderman Phillips moved to adopt the minutes of the meeting of the City Council which was held on the second day of February, 1891, as printed. Carried.

Ald. Townsend

Alderman Townsend entered the Council, and answered to his name.

R. L. Hood - tax.

Alderman Morris introduced a petition from R. L. Hood, stating that the board of equalization and appraisement of the City had assessed taxes against him on the sum of \$2,500 that he did not possess, and requesting the Council to authorize the Assessor and Collector to remit the taxes due thereon. The petition was referred to the Committee on Claims and Accounts.

E. 12th + E. Ave to ravine Rd. Edmondson.

A petition from W. H. Edmondson requesting the Council to repair "East Twelfth Street from East Avenue to the ravine", was presented, and referred to the Street Committee.

Ogden Pelhamus.

On the recommendation of the Mayor, the Council remitted the fine and costs assessed in the Recorder's Court against Ogden Pelhamus.

military drilling on E. ave.

Alderman Wingfield presented a petition from citizens requesting that the military company whose drill ground is at or about the intersection of East Avenue and Pecan Street be removed, on account of the annoyance to citizens living in that vicinity. Referred to the Police Committee.

J. J. Wells

A petition was presented from John J. Wells, requesting the City Council to pay him \$10 as damages caused by the establishment of the post lamp adjacent to farm land controlled by him. Referred to the Committee on Claims and Accounts.

Alderman Phillips, Chairman of the Street Committee, requested that further terms be given said Committee in which to prepare a report on an Ordinance appropriating \$1,000 to improve the alley running through block 10, immediately west

Sidewalks University Ave.

of the Driskill hotel. Granted.
Alderman Phillips, for the Committee on streets, alleys, etc, offered a favorable report on a petition of citizens requesting that the width of the sidewalks on University Avenue, between Elm Street and Magnolia Avenue, be established at fifteen feet. The report was adopted by a rising vote of eight to five.

Alley in Block No. 33

Alderman Phillips, for the Street Committee, also introduced a favorable report on a petition of citizens requesting that the alley in block No. 33, division E, be opened to the uniform width of twenty feet. The report was adopted.

Ald. Dutton

Alderman Dutton entered the Council and answered to his name.

Cemetery Committee.

Alderman Zeller, Chairman of the Committee on Cemetery, requested that said Committee be given further time in which to report in regard to the establishment of a new Cemetery. Granted.

Water & L. Comtee. - on Eng. Frizelle report.

Alderman Morris, for the Committee on water and light, to whom was referred a report from Geo. F. Frizell, Chief Engineer, with reference to the progress made during the month of January, 1891, on the construction of the proposed dam, Canal and railroad to the site of the dam, reported verbally thereon to the effect that the report was in accordance with the Ordinance requiring such reports to be made to the Council. On motion the report was received and filed.

Spcl. Comtee - on J. J. Allan land sale.

Alderman Anderson, for the Special Committee to whom was referred an Ordinance entitled "An Ordinance authorizing and confirming the sale by the City of Austin and its Board of School Trustees of its interest in the David Scott Survey of land in Victoria County, Texas, to H. P. Jordan and H. S. Austin," presented a favorable report thereon and moved that the regular order of business be suspended for the purpose of further considering the above named Ordinance. The motion prevailed and the said Ordinance was read a second time, after which a motion was made to suspend the rules and place the Ordinance on its third reading, which was adopted by the following vote: Yeas - Aldermen Anderson, Carleton, Bliss, Graham, Humm, Jackson, Linn, Morris, Kitchie, North, Phillips, Platt, Townsend, Wingfield, Zeller - 15.

The Ordinance was accordingly read, and on motion passed by the following vote:

Yeas: Aldermen Anderson, Carleton, Bliss, Graham, Humm, Jackson, Linn, Morris, Kitchie, North, Phillips, Platt, Townsend, Wingfield - 14.

presented the following: Office of the Board of Public Works, Austin, Tex., February 16, 1891

This is to Certify that the agreement and specifications for the passage of the railroad to the site of the dam under the line of the International & Great Northern Railroad, as prepared by the Engineer of the said I & G. N. R. R., were read at a meeting of the Board of Public Works on February 12, 1891, and on motion President John McDonald was authorized to enter into said Contract with the I & G. N. R. R. Co., as appears in the minutes of said meeting.

W. J. Oliphant,

Sec. Board of Public Works.

The Contract referred to in the above Certificate was also read in full, before the Council.

Alderman Morris then introduced an Ordinance Entitled "An Ordinance approving the Contract with the International & Great Northern Railroad receivers in relation to the terms upon which the City will be allowed to construct a railroad under and across the right-of-way of said railroad Company at the point mentioned in said Contract."

The Ordinance was read the first time after which a motion was made to suspend the rules and place the same on its second reading, which was adopted by the following Vote: Yeas: Aldermen Anderson, Carleton, Glass, Braham, Hume, Jackson, Linn, Morris, North, Phillips, Platt, Sutar, Townsend, Wingfield, Miller - 15.

Nay: Alderman Nitschke - 1.

The Ordinance was read a second time, after which a motion was made to suspend the rules and place the Ordinance on its third reading, which was agreed to by the Vote as last above set forth. The Ordinance was accordingly read and an motion passed.

Pot Rail - Contract to grade.

Alderman Morris then introduced An Ordinance Confirming a Contract made between Pot Rail and the City of Austin, dated Dec. 29, 1890, for grading the roadbed of the railroad now being built to the site of the dam above the City of Austin. It was read the first time, after which motions were made to suspend the rules and place the Ordinance on its second and third readings, both of which were adopted by a Vote of two-thirds of the whole Council, and duly complied with. The Ordinance was then passed.

Charter - Glasscock to amend as to salary of mayor.

Alderman Linn introduced a preamble and Resolution, stating that the City Council had caused to be prepared and presented to the 22nd Legislature of the State of Texas, an amended Charter for the City of Austin, in which, among other things, it was provided in substance that the salary of the Mayor of said City should not exceed \$2500 per annum; and that one of the representatives from Travis County, in the House of Representatives, to wit: Sen. A. W. Terrell, has seen fit to offer an amendment changing such provision so as to fix the salary of Mayor at \$1000 per annum, which amendment was adopted by the House of Representatives, thus acting contrary to the wishes of the elected representatives of the City. Therefore, that the Senator from this district should

G. W. Glascock, be requested to offer an amendment to the proposed Charter so as to fix the salary of Mayor at not to Exceed \$2500 per annum; and that the City Clerk be instructed to forward a certified Copy of the preamble and resolution to the Hon. G. W. Glascock.

It was moved and seconded that the preamble and resolution be adopted. The motion was rejected by the following vote:

Yeas: Aldermen Carleton, Hume, Linn, Platt, Townsend - 5.

Nays - Aldermen Anderson, Glass, Graham, Jackson, Morris, Nitschke, North, Phillips, Suter, Wingfield, Ziller - 11.

W + L. Comtee to place light.

Alderman Ziller moved that the Committee on Water and light be instructed to place an incandescent light near the foot of the stairs leading up to the Council Chamber. Adopted.

Allan land.

Alderman North introduced "An Ordinance authorizing and Confirming the Sale by the City of Austin, and its Board of School Trustees, of its interest in the Wm. Kohler, P. Coulter and John Lowery surveys, in Victoria and Calhoun Counties, Texas, to Luis Foester".

The Ordinance fixes the quantity to be sold at about 1072 1/2 acres, and states that the City owns an undivided one-half interest in the same. The price named for the City's interest is \$2681.25, one half cash, balance in one year, with 8 percent interest. The Ordinance was read the first time, after which a motion was made to suspend the rules and place it on its second reading, which was lost by the following vote:

Yeas - Aldermen - Anderson, Glass, Graham, Jackson, Morris, Nitschke, North, Phillips, Platt, Wingfield - 10.
Nays - Aldermen Carleton, Hume, Linn, Suter, Townsend, Ziller - 6.

Alderman North then moved to refer the Ordinance to a special Committee of three. The motion prevailed, and the Chair appointed Aldermen North, Nitschke, and Glass as such Committee.

J. W. Foltz - Sewer

Alderman Morris presented An Ordinance granting J. W. Foltz the right to lay a sewer pipe along Bowie Street. It was read and referred to the Street Committee.

On motion the Council then adjourned.
Milton Morris,
City Clerk.